S.B. CRIMINAL REVISION PETITION NO.976/2006
(Puan Chand Agarwal vs. State of Rajasthan & Anr.)

Date :: 16.04.2007

HON'BLE MR. JUSTICE GOPAL KRISHAN VYAS

Mr.Akshey Parakh, for the petitioner.
Mr.A.K. Upadhyay, Public Prosecutor.
Mr.Deepak Maneria, for the respondents.

Heard learned counsel for the petitioner.

By way of filing present criminal revision petition, petitioner is challenging the order dated 26th July, 2006. Obviously the trial is going on and due to some reason counsel for the petitioner was not present on 26th July, 2006, therefore, the cost of Rs.1,000/- was imposed upon the accused.

In my opinion, when the trial is going on then such type of order should not be made. In the interest of justice, the order dated 26th July, 2006 is set aside.

The counsel appearing on behalf of petitioner may be allowed to cross-examine the complainant or other witnesses. It is also necessary to observe that petitioner shall not take unnecessary adjournment for the said purpose.

With these observations, the petition is disposed of.

[GOPAL KRISHAN VYAS],J.

A.K.Chouhan/-